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UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
FEDERAL DIVISION

MARIE DAVIS

(Full Name)

PLAINTIFF

vs.

MAGNA UNIFIED POLICE

DEFENDANTS

CIVIL RIGHTS COMPLAINT

(42 U.S.C §1983, §1985)

Case: 2:21-cv-00262

Assigned To : Romero, Cecilia M.

Assign. Date : 4/28/2021

Description: Davis v Magna Unified
Police

A. JURISDICTION

1. Jurisdiction is proper in this court according to:

- a. ☒ 42 U.S.C. §1983
b. ☐ 42 U.S.C. §1985
c. ☐ Other (Please Specify) _____

2. NAME OF PLAINTIFF MARIE DAVIS
IS A CITIZEN OF THE STATE OF UTAH

PRESENT MAILING ADDRESS: 2996 S 8560 W

MAGNA, UT 84044

3. NAME OF FIRST DEFENDANT MAGNA UNIFIED POLICE
IS A CITIZEN OF MAGNA, UT 84044
(City and State)

IS EMPLOYED AS OFFICER at MAGNA UNIFIED POLICE
(Position and Title if Any) (Organization)
Was the defendant acting under the authority or color of state law at the time these claims occurred?

YES X NO . If your answer is "YES" briefly explain.

PROCEDURAL DUE PROCESS

4. NAME OF SECOND DEFENDANT _____
(If applicable)

IS A CITIZEN OF _____
(City and State)

IS EMPLOYED AS _____ at _____.
(Position and Title if Any) (Organization)
Was the defendant acting under the authority or color of state law at the time these claims occurred?

YES NO . If your answer is "YES" briefly explain.

5. NAME OF THIRD DEFENDANT _____
(If applicable)

IS A CITIZEN OF _____
(City and State)

IS EMPLOYED AS _____ at _____.
(Position and Title if Any) (Organization)

Was the defendant acting under the authority or color of state law at the time these claims occurred?

YES X NO __. If your answer is "YES" briefly explain.

FAILURE TO FOLLOW PROCEDURAL DUE PROCESS

6. NAME OF FOURTH DEFENDANT _____
(If applicable)

IS A CITIZEN OF _____
(city and State)

IS EMPLOYED AS _____ at _____.
(Position and Title if Any) (Organization)

Was the defendant acting under the authority or color of state law at the time these claims occurred?

YES __ NO __. If your answer is "YES" briefly explain.

(Use additional sheets of paper if necessary.)

B. NATURE OF CASE

1. Why are you bringing this case to court? Please explain the circumstances that led to the problem.

PLEASE REFER TO CIVIL CASE NUMBER 214902491

C. CAUSE OF ACTION

1. I allege that my constitutional rights, privileges or immunities have been violated and that the following facts form the basis for my allegations: (If necessary you may attach additional pages)

a. (1) Count I: VIOLATION OF 14th AMENDMENT

- (2) Supporting Facts: (Describe exactly what each defendant did or did not do. State the facts clearly in your own words without citing legal authority or arguments.)

32 US 117 (1945)

325 US 77 (1945)

b. (1) Count II: _____

- (2) Supporting Facts: _____

c. (1) Count III: _____

(2) Supporting Facts: _____

D. INJURY

1. How have you been injured by the actions of the defendant(s)?

AMERICANS WITH DISABILITIES PTSD
PAIN AND SUFFERING

E. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

1. Have you filed other lawsuits in state or federal court that deal with the same facts that are involved in this action or otherwise relate to the conditions of your imprisonment?
YES _____ / NO X . If your answer is "YES," describe each lawsuit. (If there is more than one lawsuit, describe additional lawsuits on additional separate pages, using the same outline.)

- a. Parties to previous lawsuit:

Plaintiff(s): _____

Defendant(s): _____

- b. Name of court and case or docket number: _____

- c. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____
- d. Issues raised: _____

- e. When did you file the lawsuit? _____
Date Month Year
- f. When was it (will it be) decided? _____
2. Have you previously sought informal or formal relief from the appropriate administrative officials regarding the acts complained of in Part C? YES____ / NO X. If your answer is "YES" briefly describe how relief was sought and the results. If your answer is "NO" explain why administrative relief was not sought.

F. REQUEST FOR RELIEF


1. I believe that I am entitled to the following relief:

PAID TIME OFF WORK AS WELL AS
PAIN AND SUFFERING DAMAGES NOT TO
EXCEED 200,000

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares under penalty of perjury that he/she is the plaintiff in the above action, that he/she has read the above complaint, and that the information contained therein is true and correct. 28 U.S.C. §1746; 18 U.S.C §1621.

Executed at MAGNA on APRIL 28 2021.
(Location) (Date)


Signature